

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Hirokazu ASAKA  
Serial No.: 10/580,533  
Filed: May 25, 2006  
Title: BIOLOGICAL LIGHT MEASURING  
APPARATUS AND METHOD (as amended)  
Group: 3777  
Examiner: FARDANESH, Marjan  
Confirmation No.: 5717

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR 1.97 & 1.98**

**MAIL STOP: AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 23, 2011

Sir:

Pursuant to Applicants' duty of disclosure, enclosed please find a copy of a European Office Action, dated April 6, 2011, issued in corresponding European Patent Application No. 04 819 290.0, along with Form PTO-SB/08B.

Applicants note that the references cited in the attached European Office Action were all previously submitted in an earlier Information Disclosure Statement filed November 8, 2010. Therefore, only a copy of the European Office Action is currently submitted.


This Information Disclosure Statement is being submitted subsequent to a first Office Action on the merits in the above-identified application, but prior to a Final Office Action or issuance of a Notice of Allowance, or issuance of any other action closing prosecution on the merits in the above-identified application. Accordingly, the fee of \$180.00 is submitted.

In view of the foregoing, it is respectfully submitted that all applicable requirements of 37 C.F.R. §1.97 and §1.98 have been satisfied, in connection with the present submission of the enclosed documents. Accordingly, consideration of the enclosed documents, during examination of the above-identified application, is respectfully requested.

Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to the deposit account of Antonelli, Terry, Stout & Kraus, LLP, Deposit Account No. 01-2135 (Case: 529.46174X00), and please credit any excess fees to such deposit account.

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP.

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LDT/vvr

Dated: September 23, 2011